

UNITED STATES BANKRUPTCY COURT  
EASTERN DISTRICT OF MISSOURI  
EASTERN DIVISION

In re: ) CASE NO: 10-52128-659 Chapter 13  
GREGORY P WAPELHORST JR )  
 ) Trustee's Objection to Confirmation  
 )  
 ) Original confirmation hearing  
Debtor(s) ) set for Jan 06, 2011 10:00 AM

**TRUSTEE'S OBJECTION TO CONFIRMATION OF 1ST AMENDED PLAN**

**COMES NOW** John V. LaBarge, Jr., Standing Chapter 13 Trustee, and for his objection to confirmation states as follows:

1. The plan does not provide sufficient funds to pay all creditors entitled to full payment, including fair market value of secured claims and priority debts. 11 USC Secs. 1322(a)(2) & 1325(a)(5)(B)(ii)
2. The plan contains insufficient funds to make the guaranteed repayment to general unsecured creditors.
3. The set monthly payments to be made by the Trustee exceed the plan payment.
4. Re #1 and #2 above, paragraph 5B of the plan calls for payment of a \$95,062 judgement lien with interest, but the plan base is only \$15,000.

**WHEREFORE** the Trustee prays the Court enter its order denying confirmation of the proposed plan.

/s/ John V. LaBarge, Jr.

DSD-351

Copy served on the following either  
through the Court's ECF system or by  
ordinary mail on January 13, 2011 :

-----  
John V LaBarge Jr  
Chapter 13 Trustee  
P.O. Box 430908  
St. Louis, MO 63143 (314) 781-8100  
trust33@chl3stl.com Fax:(314) 781-8881

ROBERT E FAERBER  
230 S BEMISTON  
STE 600  
CLAYTON MO 63105

GREGORY P WAPELHORST JR  
403 W WALNUT  
PACIFIC MO 63069